IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

Bail Appl..No. 765 of 2007()

(CR. NO.120/2006 OF KANNAVAM POLICE STATION)

PETITIONER/ACCUSED:

VALAYANGADAN SASIDHARAN,
S/O.VELAYUDAN, CHUNDAYIL HOUSE,
PO CHITTARIPARAMBA.

BY ADV. SRI.CIBI THOMAS

RESPONDENTS/ COMPLAINANT & STATE:

---

1. THE SUB INSPECTOR OF POLICE,
KANNAVAM POLICE STATION.

2. STATE REP.BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

- - - - - - - - - - - - - - - - - -

BAIL APPLICATION NO. 765 OF 2007

- - - - - - - - - ---------- - - - - -

DATED THIS THE 13th DAY OF FEBRUARY, 2007

O R D E R

Petitioner who is the accused in Cr.No.120/06 of Kannavam Police Station for an offence punishable under section 326 IPC, seeks anticipatory bail.

2. The occurrence took place on 29.10.2006 during the course of which the de facto complainant by name Ramesan is alleged to have sustained injuries including a fracture. According to the petitioner, the injured Ramesan had a quarrel with the employees in a bus and was thrown out from the bus and he sustained the injuries on account of the fall.

3. It is too early to accept the petitioner's version regarding the occurrence. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for interrogation and then to have his application for bail ordered by the Magistrate especially in view of the fact that the investigation of the case has reached the final stage.

4. Accordingly, the petitioner is directed to surrender before the Investigating Officer on any day between 19.2.2007 and

21.2.2007 for the purpose of interrogation and recovery of incriminating materials, if any. The petitioner shall thereafter be produced on the same day before the Magistrate concerned who shall release the petitioner on bail on appropriate conditions.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn